United States Court of Appeals FIFTH CIRCUIT OF Appeals OFFICE OF THE CLERK

LYLE W. CAYCE CLERK

TEL. 504-310-7700 600 S. MAESTRI PLACE NEW ORLEANS, LA 70130

April 27, 2010

Mr. David Maland Eastern District of Texas, Texarkana United States District Court 500 N. State Line Avenue Room 301 Texarkana, TX 75501-0000 U.S. DISTRICT COURT EASTERN DISTRICT OF TEXAS

APR 3 0 2010

DAVID J. MALAND, CLERK

BY DEPUTY_

No. 08-70019, Delma Banks v. Rick Thaler, Director USDC No. 5:96-CV-353

Enclosed is a copy of the Supreme Court order denying certiorari.

Sincerely,

LYLE W. CAYCE, Clerk

Charlene a Vogelaar

By: Charlene A. Vogelaar, Deputy Clerk 504-310-7648

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Supreme Court of the United States Office of the Clerk Washington, DC 20543-0001

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April 19, 2010

William K. Suter Clerk of the Court (202) 479-3011

Clerk United States Court of Appeals for the Fifth Circuit 600 S. Maestri Place New Orleans, LA 70130

U.S. COURT OF APPEALS FILED

APR 27 2010

FIFTH CIRCUIT LYLE W. CAYCE, CLERK

Re: Delma Banks

v. Rick Thaler, Director, Texas Department of Criminal Justice,

Correctional Institutions Division

No. 09-717

(Your No. 08-70019)

Dear Clerk:

The Court today entered the following order in the above-entitled case:

The petition for a writ of certiorari is denied.

Sincerely,

William K. Suter, Clerk

Villiam K. Suter